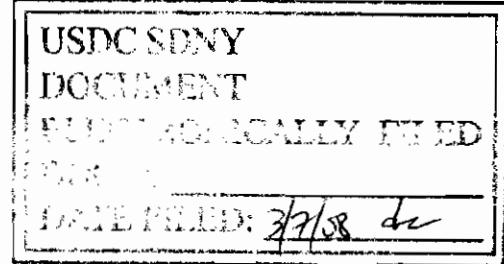


June 3, 2008

Howard Kleinhendler (HK 5712)  
David Yeger (DY 1393)  
WACHTEL & MASYR, LLP  
110 East 59th Street  
New York, New York 10022  
(212) 909-9500  
*Attorneys for Plaintiffs*



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

BROOKLYN COMMUNITY MANAGEMENT LLC,  
GROSS CARE INC. and SUMNER PLACE LLC, d/b/a  
SUMNER HEALTH PROVIDERS,

Plaintiffs,

- against -

NEW YORK CITY DEPARTMENT OF EDUCATION,  
JOEL I. KLEIN as CHANCELLOR OF THE NEW  
YORK CITY DEPARTMENT OF EDUCATION, AVA J.  
MOPPER as DIRECTOR OF THE OFFICE OF  
RELATED AND CONTRACTUAL SERVICES OF THE  
NEW YORK CITY DEPARTMENT OF EDUCATION,  
DAVID N. ROSS as EXECUTIVE DIRECTOR OF THE  
DIVISION OF CONTRACTS AND PURCHASING OF  
THE NEW YORK CITY DEPARTMENT OF  
EDUCATION, NEW YORK CITY DEPARTMENT OF  
HEALTH AND MENTAL HYGIENE, THOMAS R.  
FRIEDEN, M.D. as COMMISSIONER OF THE NEW  
YORK CITY DEPARTMENT OF HEALTH AND  
MENTAL HYGIENE, NEW YORK STATE  
EDUCATION DEPARTMENT, RICHARD P. MILLS as  
COMMISSIONER OF THE NEW YORK STATE  
EDUCATION DEPARTMENT, NEW YORK STATE  
DEPARTMENT OF HEALTH, RICHARD F. DAINES,  
M.D. as COMMISSIONER OF THE NEW YORK  
STATE DEPARTMENT OF HEALTH,

Defendants.

**NOTICE OF VOLUNTARY  
DISMISSAL OF ACTION**

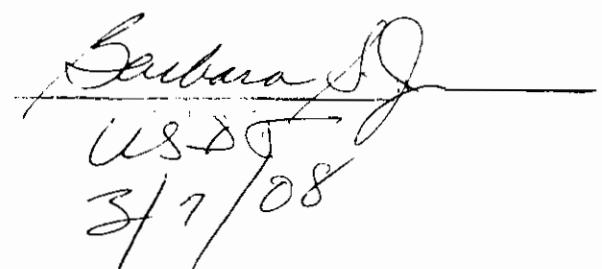
PLEASE TAKE NOTICE, that pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, plaintiffs Brooklyn Community Management LLC, Gross Care Inc. and Sumner Place LLC, d/b/a Sumner Health Providers, hereby dismiss this action in its entirety without prejudice.

Dated: New York, New York  
March 6, 2008



Howard Kleinhendler (HK 5712)  
David Yeger (DY 1393)  
WACHTEL & MASYR, LLP  
110 East 59th Street  
New York, New York 10022  
(212) 909-9500  
*Attorneys for Plaintiffs*

2008-03-06 10:30 AM



Barbara S. J.  
3/7/08